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PATENT
ATTORNEY DOCKET NO.: 46884-5318

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Fumitsugu FUKUYO et al.)	Confirmation No.: 1798
)	
Application No.: 10/507,392)	Group Art Unit: 2892
)	
Filed: April 8, 2005)	Examiner: Elias Ullah
)	
For: LASER PROCESSING METHOD)	

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Alexandria, VA 22314

Sir:

**RESPONSE TO ELECTION OF SPECIES
REQUIREMENT TRANSMITTAL FORM**

- Transmitted herewith is a Response to the Election of Species Requirement dated March 21, 2008.
- Additional papers enclosed:

- Drawings: _____ sheets with _____ figures
- Information Disclosure Statement
- Form PTO-1449
- Citations
- Declaration of Biological Deposit
- Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

05/21/2008 JADD01 00000016 10507392
01 FC:1251 120.00 OP

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00
<input type="checkbox"/> five months	\$ 2,230.00	\$ 1,115.00

Extension of time fee due with this request: \$ 120.00

If an additional extension of time is required, please consider this a Petition therefor.

4. Constructive Petition

- EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS CURRENTLY PENDING						
	Claims Currently Pending		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	154	minus	154	0	x \$50 each =	+ \$0.00
Independent Claims (37 C.F.R. §1.16(b))	23	minus	23	0	x \$210 each =	+ \$0.00
[] First presentation of Multiple dependent claim(s)					\$370.00	+ \$0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$0.00

6. Fee Payment

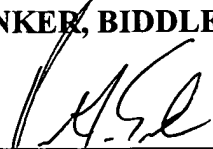
- No fee is to be paid at this time.
- Enclosed is a check in the amount of \$ 120.00 for the 1-month extension of time fee.
- The Commissioner is hereby authorized to charge _____ to Deposit Account No. 50-0573 for the _____ fee.
- The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0573.

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

Dated: May 20, 2008

By: _____


 Peter J. Sistare
 Registration No. 48,183

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RESPONSE TO ELECTION OF SPECIES REQUIREMENT

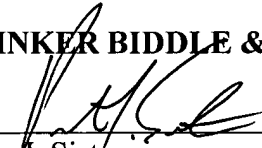
In response to the Election of Species Requirement dated March 21, 2008, the period for response to which extends through May 21, 2008 by a one-month extension of time petitioned for herein, Applicants hereby provisionally elect the invention identified in the Office Action as "Species I, (Figures 8-11)." Figures 8-11 show a principle of forming the modified region inside the substrate. Applicants submit that claims 14-56 are readable on the elected species. Applicants respectfully request formal examination of this application.

Applicants believe that no additional fee is due in connection with the filing of this response. However, if there are any additional fees due in connection with the filing of this response, please charge those fees to Deposit Account No. 50-0573.

Respectfully submitted,

DRINKER BIDDLE & REATH LLP

Dated: May 20, 2008

By: 
Peter J. Sistare
Reg. No. 48,183

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